



NORTH CAROLINA GENERAL ASSEMBLY

Session 2019

Fiscal Analysis Memorandum

CONFIDENTIAL

Requestor: Representatives Howard, Setzer, and Szoka
Analyst(s): Brian Slivka
RE: PCS to H228v3 - Modernize Laws Pertaining to NC Medical Board.-AB

SUMMARY TABLE

FISCAL IMPACT OF PCS TO H.B. 228, V.3 (\$ in millions)

	<u>FY 2019-20</u>	<u>FY 2020-21</u>	<u>FY 2021-22</u>	<u>FY 2022-23</u>	<u>FY 2023-24</u>
State Impact					
NET STATE IMPACT	No Fiscal Impact				

FISCAL IMPACT SUMMARY

The PCS to House Bill 228 Version 3 would make numerous changes to laws pertaining to the North Carolina Medical Board, including the following with potential fiscal impacts:

- Section 4 would require the North Carolina Medical Board to meet at least once per quarter at any location in North Carolina and allow the Board to have additional meetings as necessary. (Current law requires the Board to meet once annually in Raleigh and to remain in session until all eligible applicants have been examined).
- Section 17 would allow the Board to collect a background check fee from applicants and to remit that fee to the North Carolina Department of Public Safety.
- Section 19 through Section 24 would change the fine for individuals who practice outside of the scope of their licenses from a maximum of \$50.00 to a maximum of \$500.00.
- Section 42 would allow physicians to charge reasonable fees for copying records and would clarify that medical records related to workers' compensation claims would continue to be subject to the fees established by the Industrial Commission. (Current law allows that fees may only be charged for copying records for personal injury and social security disability claims).

FISCAL ANALYSIS

Section 4 of the PCS to House Bill 228 Version 3 would require the North Carolina Medical Board to meet at least once per quarter, while allowing the Board to meet as necessary. Currently, the Board

is required to meet once annually and is to remain in session until all applicants have been examined. Also, this section would allow the Board to meet anywhere in North Carolina, rather than requiring it to meet in Raleigh. According to the North Carolina Medical Board, there would be no impact to the Board's salaries or expenses.

Section 17 would allow the Board to collect the background check fee that is currently being charged by the North Carolina Department of Safety. The Board would then remit these fees to the North Carolina Department of Public Safety. Due to this change, there would be no change to the North Carolina Medical Board revenues. Also, there would be no change to the fees collected by the North Carolina Department of Public Safety.

Section 19 through Section 24 would increase the maximum amount the Board may fine individuals who practice outside of the scope of their license from \$50.00 to \$500.00. These fines are submitted to OSBM and delegated to public schools under Article 31A of Chapter 115C. According to the North Carolina Medical Board, over the past year, there have been an insignificant number of instances where these fines have needed to be collected.

Section 42 would allow physicians to charge reasonable fees for copying records. This section would not impact Board revenue. Individual physicians would be allowed to charge patients reasonable fees for copying records. The physicians would retain those collected fees.

TECHNICAL CONSIDERATIONS

N/A.

DATA SOURCES

North Carolina Medical Board

FISCAL ANALYSIS MEMORANDUM – PURPOSE AND LIMITATIONS

This document is a fiscal analysis of a bill, draft bill, amendment, committee substitute, or conference committee report that is confidential under Chapter 120 of the General Statutes. The estimates in this analysis are based on the data, assumptions, and methodology described in the Fiscal Analysis section of this document. This document only addresses sections of the bill that have projected direct fiscal impacts on State or local governments and does not address sections that have no projected fiscal impacts. This document is not an official fiscal note. If a formal fiscal note is requested, please email your request to the Fiscal Research Division at FiscalNoteRequests@ncleg.net or call (919) 733-4910.

